

SENATE BILL 993

C4

11r3128

By: ~~Senator Middleton~~ **Senators Middleton, Astle, Garagiola, Glassman,
Kittleman, Klausmeier, and Pugh**

Constitutional Requirements Complied with for Introduction in the last 35 Days of
Session

Introduced and read first time: March 18, 2011

Assigned to: Rules

Re-referred to: Finance, March 21, 2011

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 25, 2011

CHAPTER _____

1 AN ACT concerning

2 **Maryland Automobile Insurance Fund – Employee Compensation**

3 FOR the purpose of providing that employees of the Maryland Automobile Insurance
4 Fund are not subject to certain laws, regulations, or executive orders governing
5 State employee compensation; repealing a requirement for the Executive
6 Director of the Fund to determine the compensation of certain personnel of the
7 Fund in accordance with the State pay plan; requiring the Executive Director to
8 administer the compensation of the personnel of the Fund; repealing a
9 requirement for the Executive Director to submit certain changes to the Fund's
10 salary plan to the Secretary of Budget and Management in a certain manner;
11 repealing a requirement for the Secretary to take certain actions relating to
12 proposed changes to the Fund's salary plan; and generally relating to the
13 compensation of employees of the Maryland Automobile Insurance Fund.

14 BY repealing and reenacting, with amendments,
15 Article – Insurance
16 Section 20–204
17 Annotated Code of Maryland
18 (2006 Replacement Volume and 2010 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Insurance**

4 20–204.

5 (a) (1) Except as provided in paragraph (2) of this subsection or otherwise
6 by law, the Executive Director shall appoint and remove staff of the Fund in
7 accordance with the provisions of the State Personnel and Pensions Article.

8 (2) Positions that the Executive Director designates with the approval
9 of the Board of Trustees as technical or professional positions are in the executive
10 service, management service, or are special appointments of the skilled service or the
11 professional service in the State Personnel Management System.

12 (3) Notwithstanding any other provision of law, the Executive Director
13 may appoint claims adjusters, attorneys, and other necessary personnel directly as
14 employees or on a contract basis.

15 (b) The Executive Director shall determine AND ADMINISTER the
16 compensation of the personnel of the Fund designated under subsection (a)(2) of this
17 section[:

18 (1)] with the approval of the Board of Trustees[; and

19 (2) when possible, in accordance with the State pay plan.

20 (c) (1) At least 45 days before the effective date of the change, the
21 Executive Director shall submit to the Secretary of Budget and Management each
22 change to the Fund’s salary plans that involves increases or decreases in salary ranges
23 other than those associated with routine reclassifications and promotions or general
24 salary increases approved by the General Assembly.

25 (2) Reportable changes include creation or abolition of classes,
26 regrading of classes from one established range to another, and creation of new pay
27 schedules or ranges.

28 (3) The Secretary of Budget and Management shall:

29 (i) review the proposed changes; and

30 (ii) at least 15 days before the effective date of the proposed
31 changes, advise the Executive Director whether the changes would have an adverse
32 effect on comparable State jobs.

1 (4) Failure of the Secretary of Budget and Management to respond in
2 a timely manner is deemed to be a statement that the change will have no adverse
3 effect].

4 **(C) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, AN**
5 **EMPLOYEE OF THE FUND IS NOT SUBJECT TO ANY LAW, REGULATION, OR**
6 **EXECUTIVE ORDER GOVERNING STATE EMPLOYEE COMPENSATION, INCLUDING**
7 **FURLOUGHS, SALARY REDUCTIONS, AND ANY OTHER GENERAL FUND**
8 **COST-SAVING MEASURE.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.